



MP3 Rec'd PGT/PTO 26 JUN 2006 ?CT?

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of) Examiner:
R. BAHNEN, et al)
Serial No.: 10/553,764) Art Unit:
I.A. Filed: April 10, 2004) Confirmation: 7729
For: **PISTON VACUUM PUMP**)
Date of Notification:)
June 13, 2006)
Attorney Docket No.:) Cleveland, OH 44114
LYBZ 2 00097) June 23, 2006

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE US DESIGNATED/ELECTED OFFICE
(DO/EO/US)

Mail Stop: Missing Parts
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In connection with the above-identified application, please find enclosed (1) the Patent Office return copy of the Notification Of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US) issued June 13, 2006; (2) the signed Declaration for Patent Application, and (3) the 37 C.F.R 1.492(e) Surcharge of \$ 130.00, which fee is authorized to be charged to a Credit Card. The applicants enclose an appropriate form PTO-2038 for this purpose.

Certificate of Mailing

I certify that this **Response to Notification Of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US); Declaration; and Form PTO-2038** in connection with Ser. No. 10/553,764 is being
☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

05/30/2006 KXVPR3N 00000142 10553764

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130.00 Date
June 23, 2006

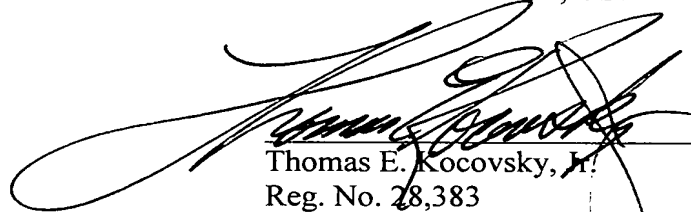
Signature
Hilary M. McNulty
Printed Name
Hilary M. McNULTY

The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Deposit Account No. 06-0308.

An early indication that all filing requirements have been met for this application is earnestly solicited.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

A large, stylized handwritten signature in black ink, likely belonging to Thomas E. Kocovsky, Jr., is written over the printed name and address.

Thomas E. Kocovsky, Jr.
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JUN 16 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/553,764	Rudolf Bahnen	LYBZ 2 00097

INTERNATIONAL APPLICATION NO.

PCT/EP04/03833

I.A. FILING DATE	PRIORITY DATE
04/10/2004	04/25/2003

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CONFIRMATION NO. 7729

371 FORMALITIES LETTER

OC000000019225532

Date Mailed: 06/13/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/20/2005
- English Translation of the IA filed on 10/20/2005
- Copy of the International Search Report filed on 10/20/2005
- Preliminary Amendments filed on 10/20/2005
- Information Disclosure Statements filed on 10/20/2005
- Oath or Declaration filed on 10/20/2005
- Request for Immediate Examination filed on 10/20/2005
- U.S. Basic National Fees filed on 10/20/2005
- Substitute Specification filed on 10/20/2005
- Priority Documents filed on 10/20/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

DOCKETED

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/553,764	PCT/EP04/03833	LYBZ 2 00097